

Identification of Firearms

Within the Purview
of the
National Firearms Act



Department of the Treasury
Bureau of Alcohol, Tobacco, and Firearms

ATF P 5300.1 (5-84)

an aid
in identifying types
of
firearms and
destructive devices which
must be registered with ATF
under the national firearms
act (title II of the
gun control act
of 1968)

Foreword

This publication was prepared by the Bureau of Alcohol, Tobacco and Firearms to help you in identifying weapons classified as firearms (including destructive devices) under Title II of the Gun Control Act of 1968. This may also be cited as the "National Firearms Act".



Introduction

The weapons shown in this pamphlet are examples of the firearms that come within the National Firearms Act (NFA). Any person possessing such a weapon, regardless of condition, which is not registered to him in the National Firearms Registration and Transfer Record, is in direct violation of the Act. Such weapons, whether serviceable (operable) or unserviceable must be registered with the Director, Bureau of Alcohol, Tobacco and Firearms, Washington, D. C. 20226, in order to be lawfully possessed.

More specifically, Section 5861 of the NFA provides in part, that it shall be unlawful for any person

... to receive or possess a firearm transferred to him in violation of the provisions of this chapter; or
... to receive or possess a firearm made in violation of the provisions of this chapter; or
... to receive or possess a firearm which is not registered to him in the National Firearms Registration and Transfer Record; or
... to transfer a firearm in violation of the provisions of this chapter; or
... to obliterate, remove, change, or alter the serial number or other identification of a firearm required by this chapter; or
... to receive or possess a firearm which is not identified by a serial number as required by this chapter....

"Making" includes manufacture, alteration, reactivation, or putting together of parts. "Transfer" includes selling, assigning, pledging, leasing, loaning, giving away, or otherwise disposing of. Making or transferring an NFA weapon must have the PRIOR approval of the Director, ATF. Approval is obtained by making an application on the proper forms. These may be obtained from your local ATF office.

The possession of sufficient parts, even though not assembled, to make a firearm, constitutes possession of a firearm. THE POSSESSOR OF ANY NFA FIREARM MUST BE ABLE TO PRODUCE PROPER DOCUMENTATION OF THE LAWFUL REGISTRATION OF SUCH FIREARM.

The tax on making any NFA weapon is \$200.00. An additional \$200.00 tax applies to each transfer of a serviceable firearm except that on the transfer of firearms classified as "Any Other Weapon" the tax is \$5.00

Firearms in the possession or control of the United States are not subject to the registration requirements. 27 CFR 179.104 provides that any State, political subdivision or official police organization which acquires a firearm not registered to it, and which desires to keep the firearm FOR OFFICIAL USE, must register it with the Director by filing ATF Form 10, Application for Registration of Firearms Acquired by Certain Governmental Entities. This provision may not be used as a vehicle to introduce such firearms into ordinary commerce. The Bureau will approve subsequent transfers of such firearms only to other governmental entities FOR OFFICIAL USE. All unregistered NFA firearms including destructive devices, regardless of serviceability, are CONTRABAND and are subject to seizure. In addition, any vessel, vehicle or aircraft used to conceal or transport them is subject to seizure and forfeiture under the provisions of the Act of August 9, 1939 (49 U.S.C., Section 78.2).

For additional information pertaining to the National Firearms Act, please contact your nearest ATF office. See the U.S. Government listing in the telephone directory for the ATF office nearest you.

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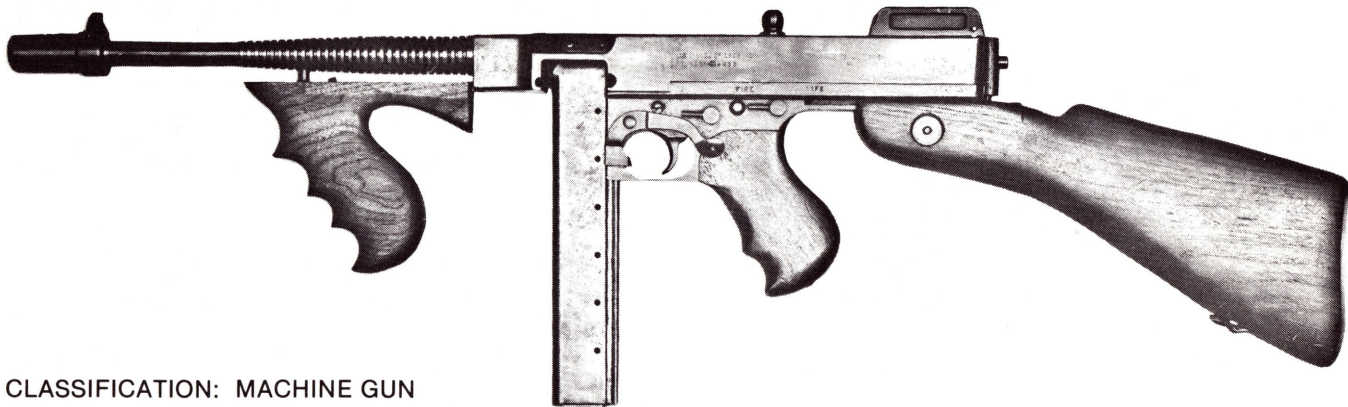
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Thompson Submachine Gun, .45cal.



CLASSIFICATION: MACHINE GUN

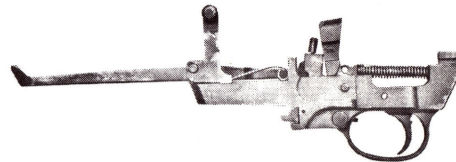
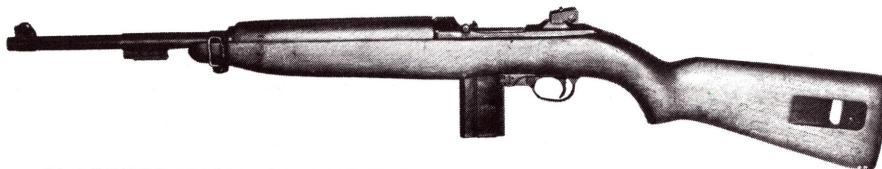
DISTINCTIVE CHARACTERISTICS: Selector switch permits firing of weapon either as a semi or full automatic weapon.

SPECIAL NOTE: The original Model 1927, while semi-automatic only, is still classified as a Title II firearm because of its machine gun receiver and short barrel.

The Thompson Model 1927A1-A5 firearms manufactured by Auto Ordnance, West Hurley, New York are classified as Title I firearms.

RATE OF TRANSFER TAX: \$200.00

M-2 Carbine - Machine Gun



CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Selector switch permits firing of weapon either as a semi or full automatic weapon.

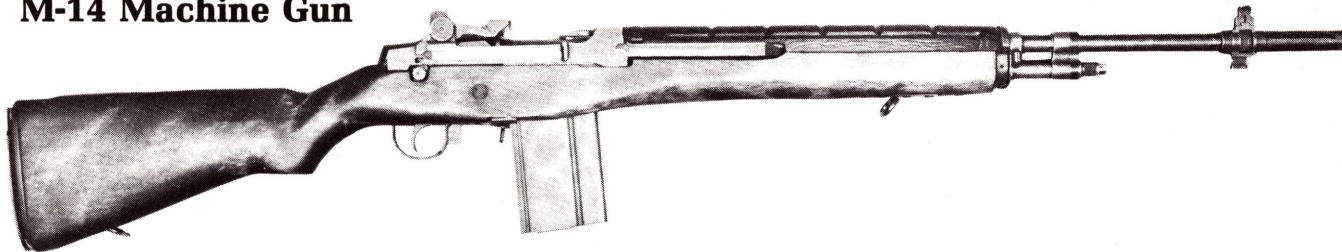
SPECIAL NOTE: M-1 Carbines altered by substitution of M-2 kits to permit automatic fire are also machine guns. Carbine receivers marked M-2 are machine guns, even though they may only be capable of semi-automatic fire.

RATE OF TRANSFER TAX: \$200.00

Possession of an unregistered M-2 conversion kit (pictured above), which consists of the following seven parts, constitutes possession of an unregistered NFA firearm; regardless of whether or not assembled;

- | | |
|----------------------------|-------------------------|
| 1. selector | 6. disconnecter spring |
| 2. selector spring | 7. disconnecter plunger |
| 3. selector lever assembly | |
| 4. hammer | |
| 5. disconnecter | |

M-14 Machine Gun



CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: This is the M-14 Rifle. It generally can be distinguished from the M-1 by shoulder plate, magazine and flash hider. The forestock is also different from that found on the M-1. The Selector Switch on the M-14 Machine Gun is located on the right rear side of the receiver, just above the trigger. All M-14's which are so marked are Machine Guns whether or not equipped with a Selector Switch.

SPECIAL NOTE: The Model M-1A rifle manufactured by the Springfield Armory, San Antonio, Texas or Geneseo,

Illinois, is identical in appearance to the M-14, but is NOT a machine gun. The M-1A is a Title I weapon.

RATE OF TRANSFER TAX: \$200.00

AK-47 Assault Rifle



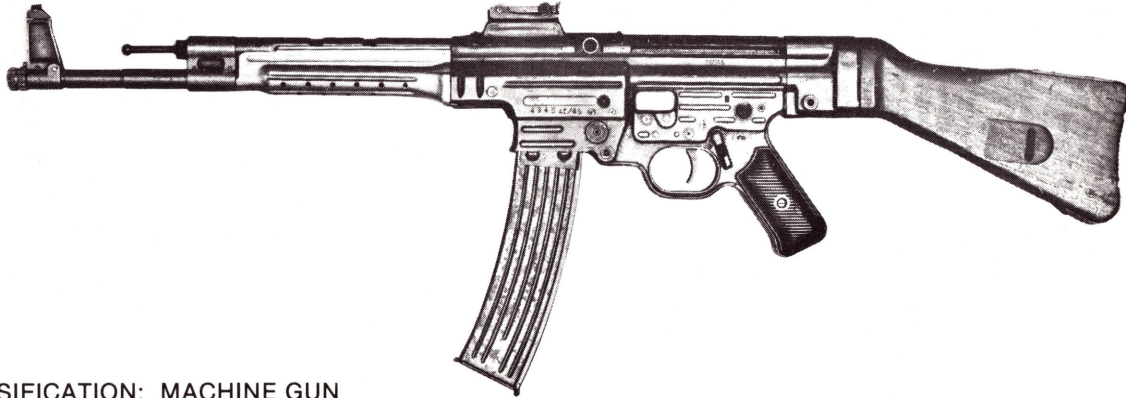
CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Selective fire weapon. May be encountered with or without bayonet, with wooden stock or folding metal stock. Used by Soviet Bloc countries and may be designated also as AKM, TYPE 56, TYPE 58, VZ-58, MPK, or PMK, depending on the country of origin.

SPECIAL NOTE: Commercial variations currently imported from Finland are semi-automatic and are NOT classified as machine guns.

RATE OF TRANSFER TAX: \$200.00

MP-43, MP-44 and STG-44 Assault Rifles

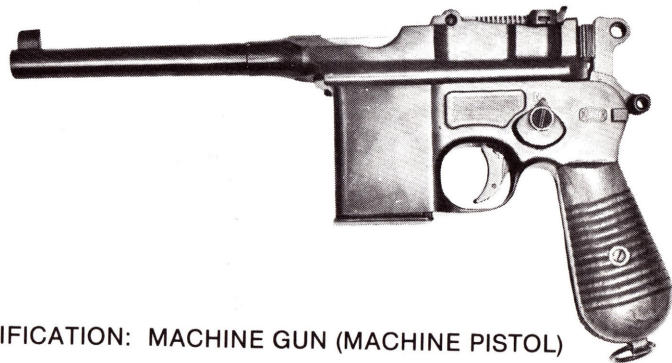
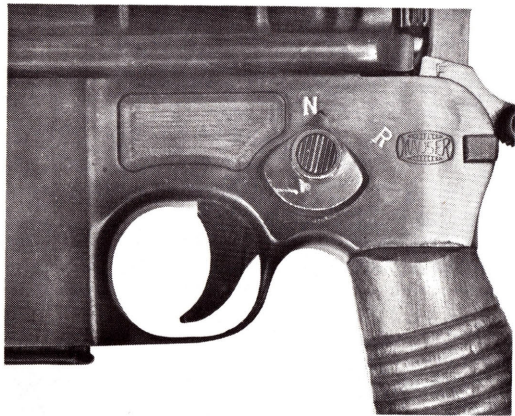


CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Selector switch on side of frame permits either full or semi-automatic fire.

RATE OF TRANSFER TAX: \$200.00

Mauser Machine Pistol, 7.63mm (.30cal.)

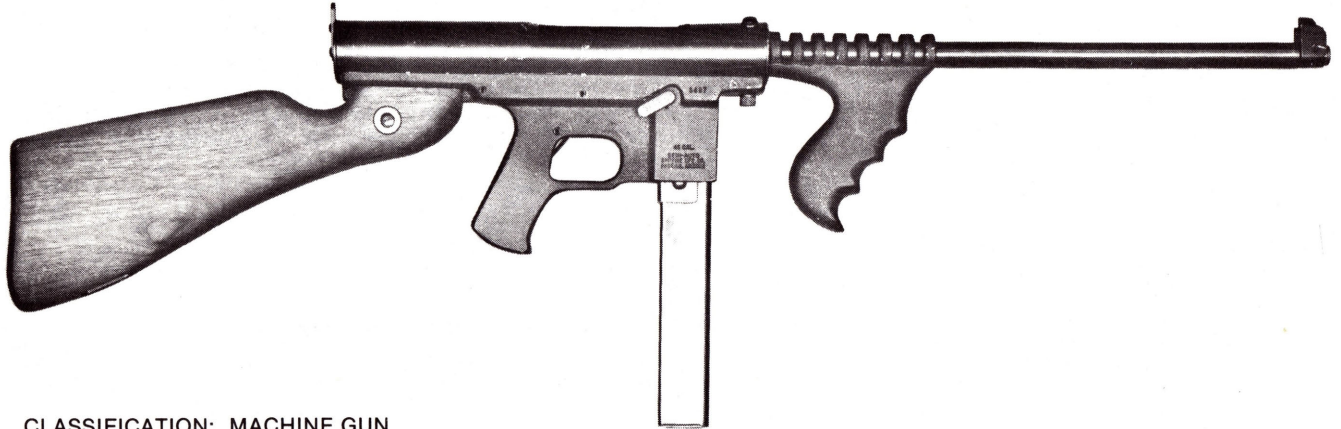


CLASSIFICATION: MACHINE GUN (MACHINE PISTOL)

DISTINCTIVE CHARACTERISTICS: The selector switch on the left side of frame permits full or semi-automatic fire; this weapon is usually accompanied by a wooden holster which is capable of attachment as a shoulder stock. However, with or without the attachable shoulder stock, this weapon is a machine gun.

RATE OF TRANSFER TAX: \$200.00

Spitfire Carbine (Machine Gun)

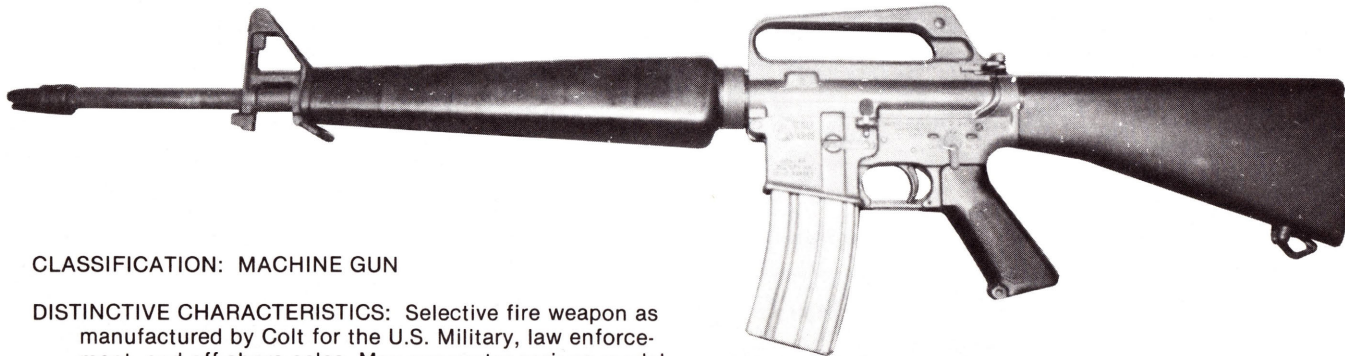


CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Can be fired fully automatic by manipulation of safety lever during firing of weapon.

RATE OF TRANSFER TAX: \$200.00

Colt AR-15, Model 614, 5.56mm Machine Gun



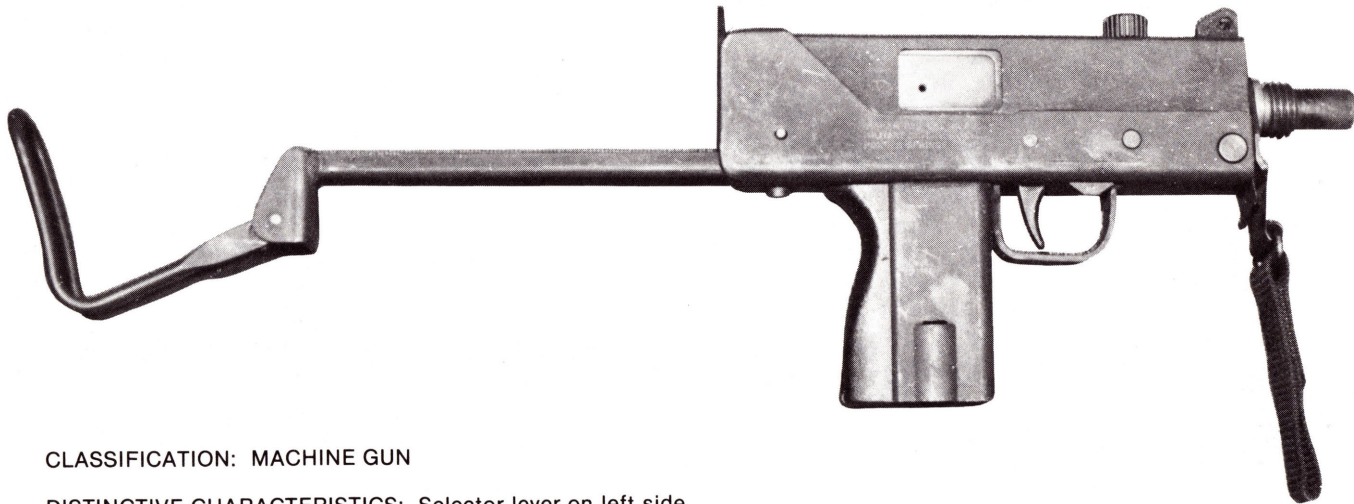
CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Selective fire weapon as manufactured by Colt for the U.S. Military, law enforcement, and off shore sales. May encounter various model designations along with "Property of U.S. Gov't."

SPECIAL NOTE: Semi-automatic version designated Model 5P1, .223 caliber, with a two position selector.

RATE OF TRANSFER TAX: \$200.00

Ingram M-10, .45cal. Machine Gun

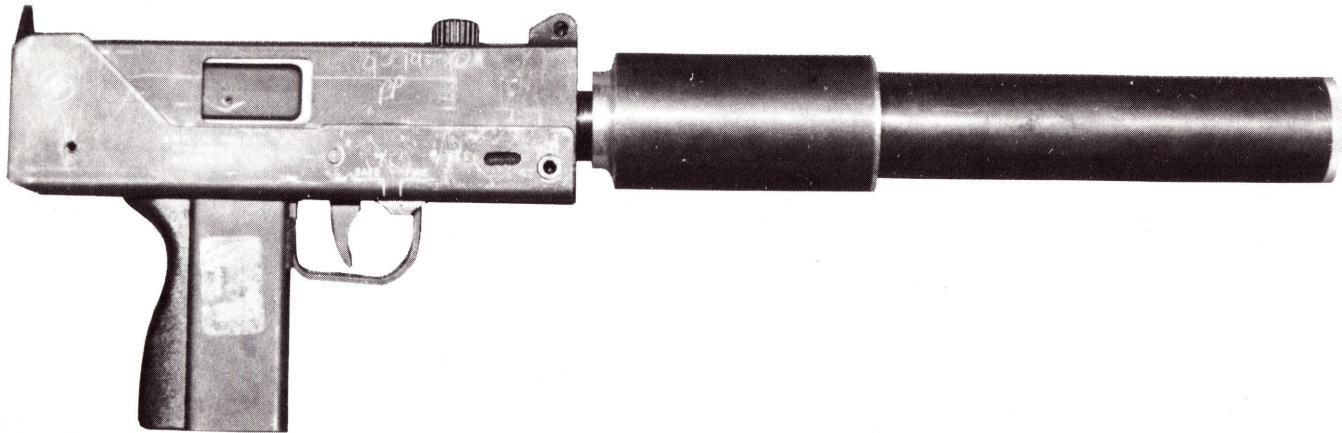


CLASSIFICATION: MACHINE GUN

DISTINCTIVE CHARACTERISTICS: Selector lever on left side of receiver permits either full or semi-automatic fire.

RATE OF TRANSFER TAX: \$200.00

RPB Industries, SM-10 9mm Converted Pistol with Silencer

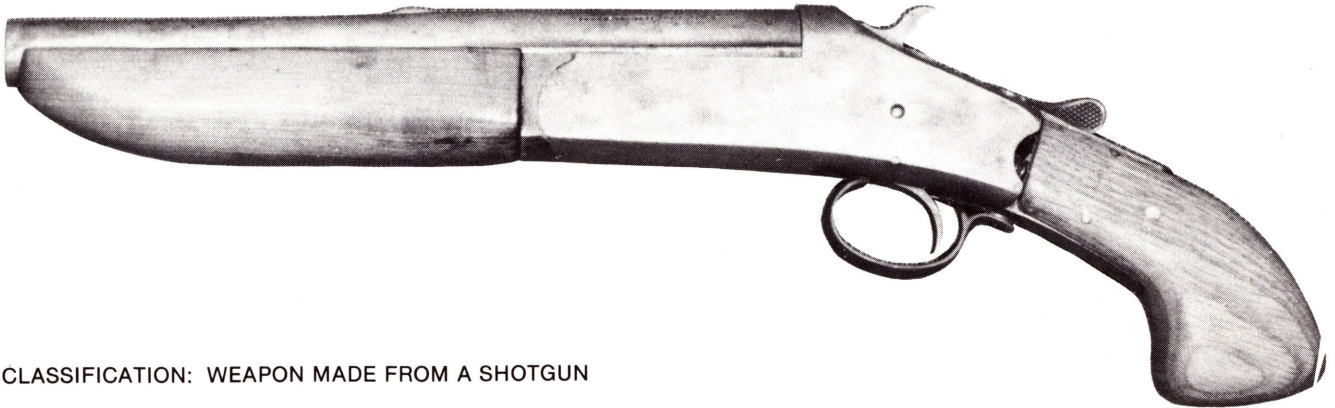


CLASSIFICATION: MACHINE GUN AND SILENCER

DISTINCTIVE CHARACTERISTICS: Full automatic fire. Internal components altered to allow automatic fire only. Sionics Type Kit Silencer attached.

RATE OF TRANSFER TAX: \$200.00

Weapon Made from a Shotgun



CLASSIFICATION: WEAPON MADE FROM A SHOTGUN

DISTINCTIVE CHARACTERISTICS: Overall length of less than 26 inches or a barrel or barrels of less than 18 inches in length. Both stock and barrel altered.

RATE OF TRANSFER TAX: \$200.00

Short Barreled Shotgun

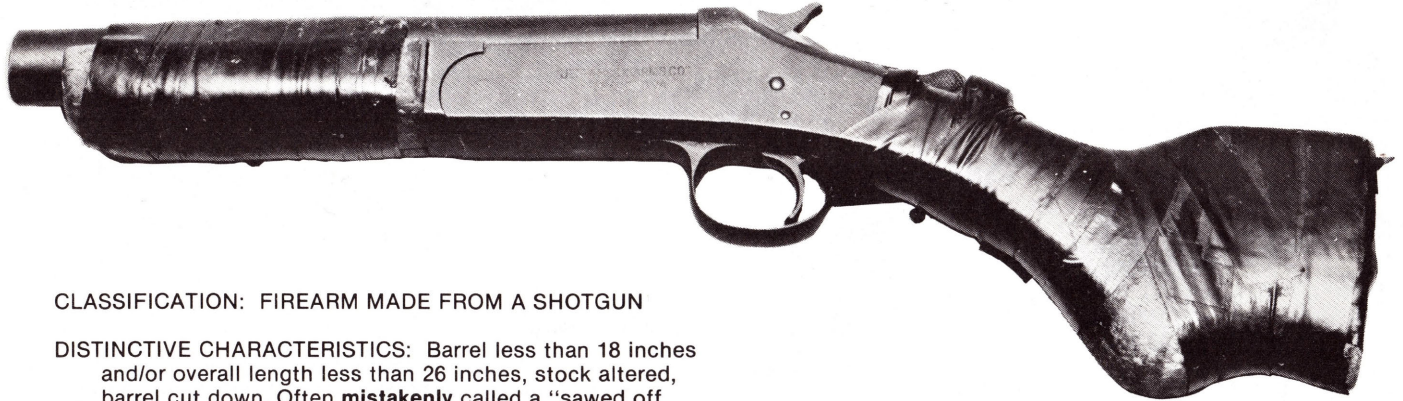


CLASSIFICATION: SHORT BARRELED SHOTGUN

DISTINCTIVE CHARACTERISTICS: Shotgun having a barrel or barrels of less than 18 inches in length.

RATE OF TRANSFER TAX: \$200.00

12ga. Crude Manufacture

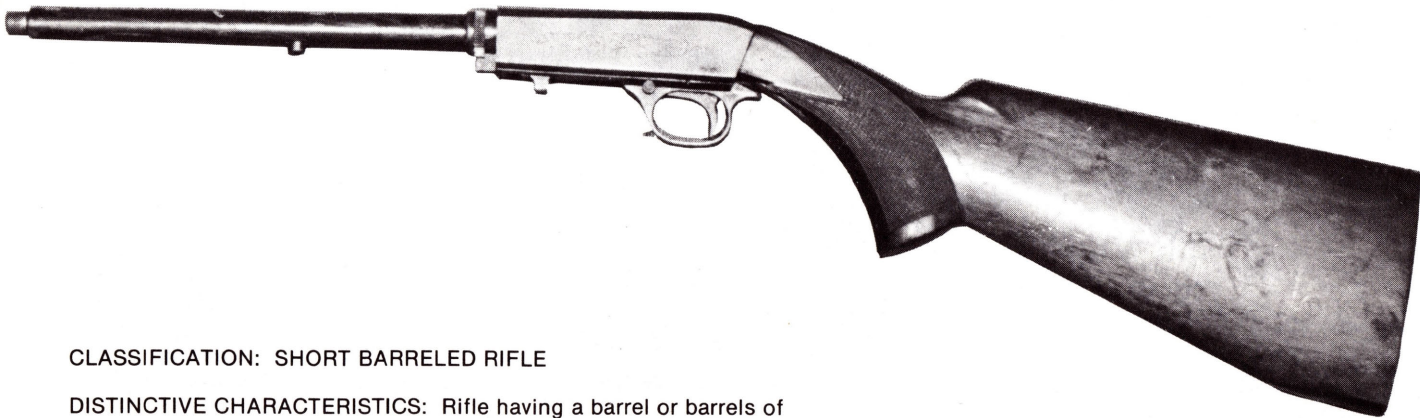


CLASSIFICATION: FIREARM MADE FROM A SHOTGUN

DISTINCTIVE CHARACTERISTICS: Barrel less than 18 inches and/or overall length less than 26 inches, stock altered, barrel cut down. Often **mistakenly** called a "sawed off shotgun." In this instance overall length is determining factor. However, if the overall length is 26 inches or more and barrel less than 18 inches, this weapon would still be classified as a firearm under the Act.

RATE OF TRANSFER TAX: \$200.00

Short Barreled Rifle

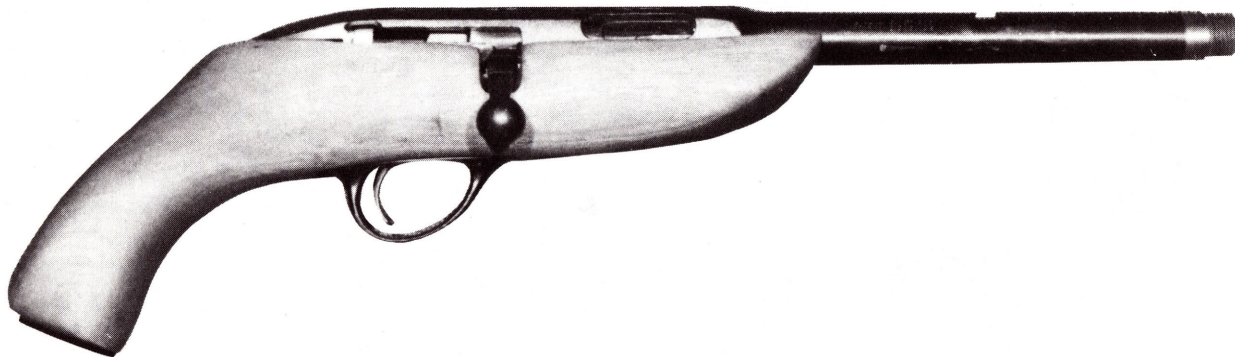


CLASSIFICATION: SHORT BARRELED RIFLE

DISTINCTIVE CHARACTERISTICS: Rifle having a barrel or barrels of less than 16 inches in length.

RATE OF TRANSFER TAX: \$200.00

Weapon Made from a Rifle



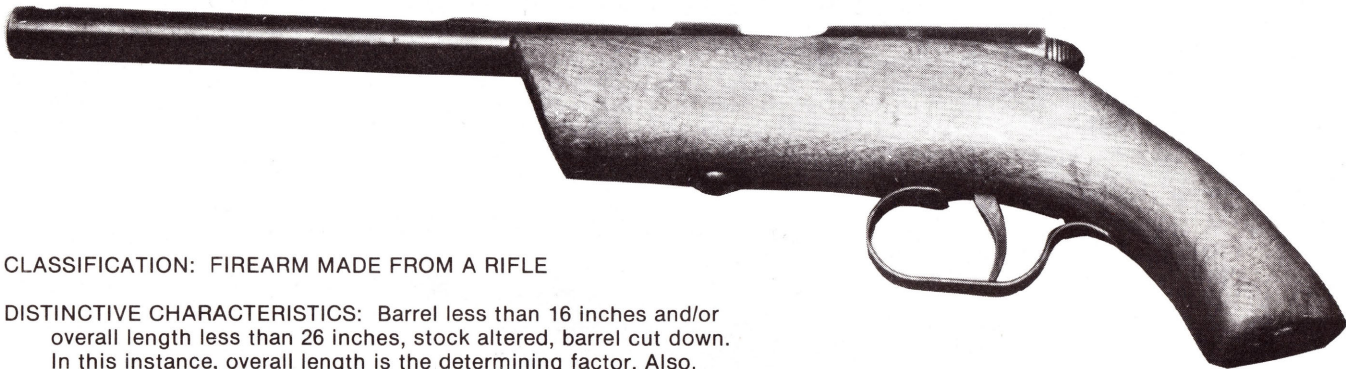
CLASSIFICATION: WEAPON MADE FROM A RIFLE

DISTINCTIVE CHARACTERISTICS: Overall length of less than 26 inches
or a barrel or barrels of less than 16 inches in length.

SPECIAL NOTE: None

RATE OF TRANSFER TAX: \$200.00

.22cal., Crude Manufacture

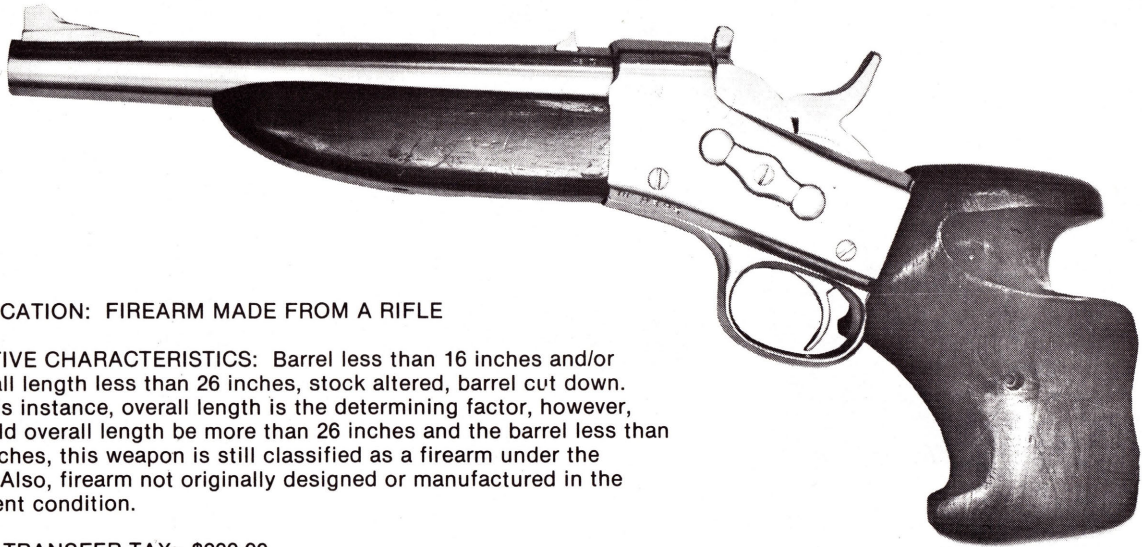


CLASSIFICATION: FIREARM MADE FROM A RIFLE

DISTINCTIVE CHARACTERISTICS: Barrel less than 16 inches and/or overall length less than 26 inches, stock altered, barrel cut down. In this instance, overall length is the determining factor. Also, firearm was not originally designed or manufactured in its present condition. However, should the overall length be more than 26 inches but the barrel less than 16 inches, it would still be classified as a firearm under the Act.

RATE OF TRANSFER TAX: \$200.00

Custom Manufacture



CLASSIFICATION: FIREARM MADE FROM A RIFLE

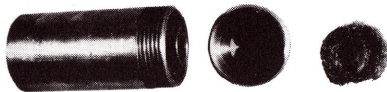
DISTINCTIVE CHARACTERISTICS: Barrel less than 16 inches and/or overall length less than 26 inches, stock altered, barrel cut down. In this instance, overall length is the determining factor, however, should overall length be more than 26 inches and the barrel less than 16 inches, this weapon is still classified as a firearm under the Act. Also, firearm not originally designed or manufactured in the present condition.

RATE OF TRANSFER TAX: \$200.00

Various Silencers



COMMERCIALY MADE
MAXIM



EXPLODED
VIEW
(Home Made)



LAWN MOWER MUFFLER ON A
WALTHER P-38, 9 mm PISTOL

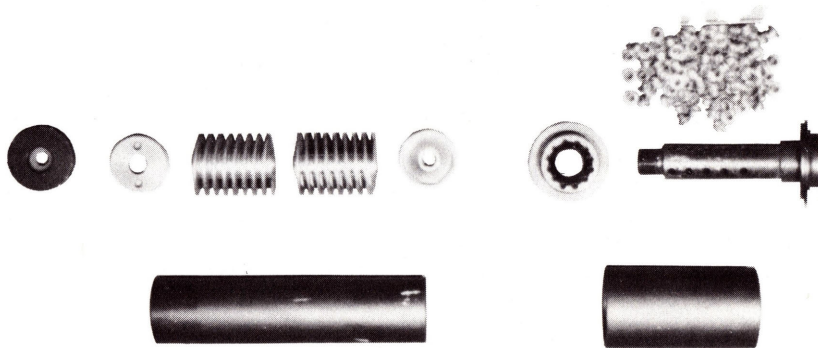
CLASSIFICATION: SILENCER

DISTINCTIVE CHARACTERISTICS: A Silencer is **any** device which is attachable to a portable firearm, and is designed to reduce the audible "report" **any measurable amount.**

RATE OF TRANSFER TAX: \$200.00

Sionics Type Silencer Kit

(COMPLETE AND UNASSEMBLED)



CLASSIFICATION: SILENCER

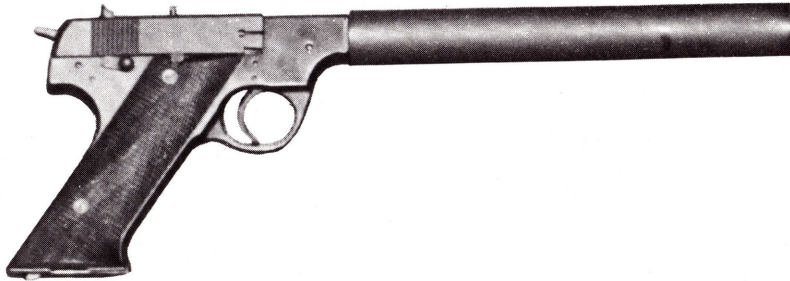
DISTINCTIVE CHARACTERISTICS: Two outer cylinders, threaded ported sleeve, eyelets, bushing, baffle, spirals, encapsulator, front end cap.

SPECIAL NOTE: The internal components or the outer cylinders, by themselves, are not subject to the provisions of the Gun Control Act of 1968.

RATE OF TRANSFER TAX: \$200.00



High Standard H. D. Military, .22cal. Pistol with Silencer



CLASSIFICATION: SILENCER

DISTINCTIVE CHARACTERISTICS: Any device for silencing or diminishing the report of any portable weapon.

RATE OF TRANSFER TAX: \$200.00

Ruger Standard Model .22cal. Pistol with Homemade Silencer



CLASSIFICATION: SILENCER

DISTINCTIVE CHARACTERISTICS: Any device for silencing or diminishing the report of any portable weapon.

RATE OF TRANSFER TAX: \$200.00

Smooth-Bore, Shot-Revolver

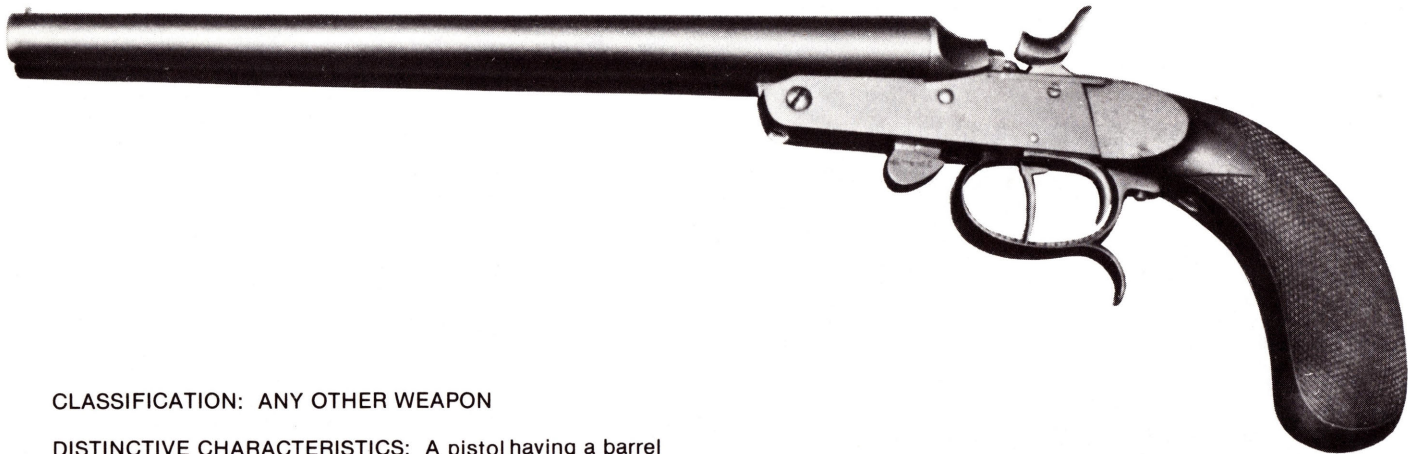


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: A revolver having a barrel with a smooth bore designed or redesigned to fire shot shells.

RATE OF TRANSFER TAX: \$5.00

Smooth Bore, Shot-Pistol

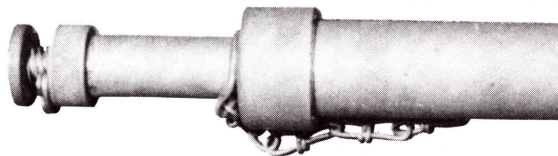


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: A pistol having a barrel with a smooth bore designed or redesigned to fire shot shells.

RATE OF TRANSFER TAX: \$5.00

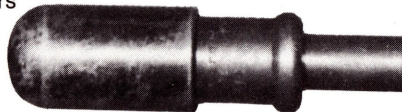
Tear Gas Pen Guns



CLASSIFICATION: ANY OTHER WEAPON

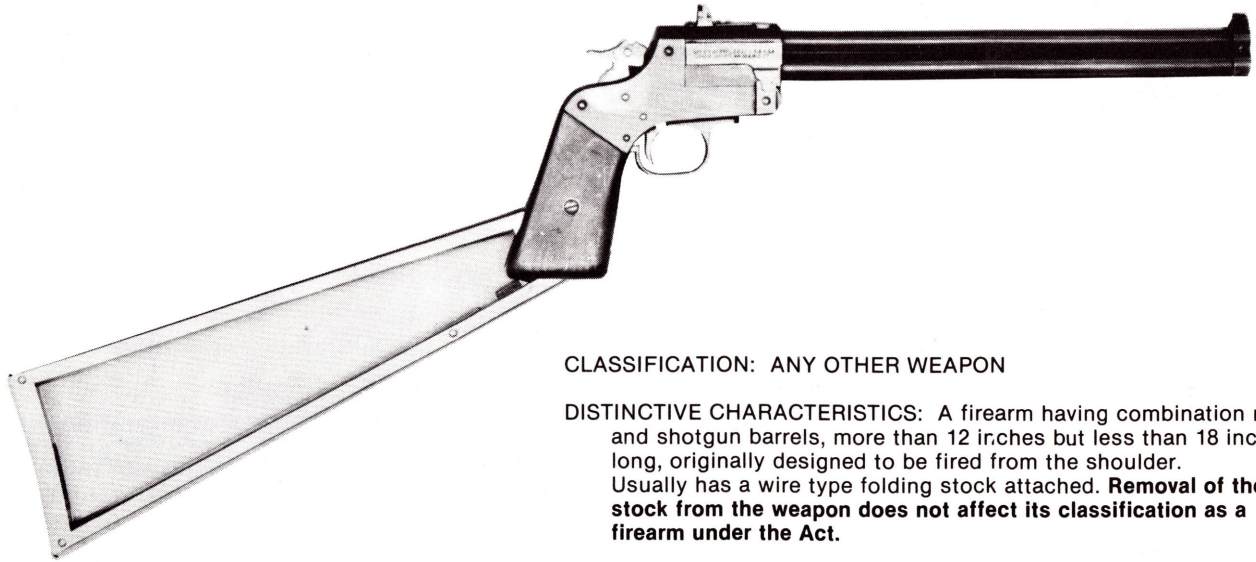
DISTINCTIVE CHARACTERISTICS: Capable of chambering and firing fixed ammunition; all calibers. Can be commercially or home made, smooth bore or rifled. Usually called a "Pen Gun."

SPECIAL NOTE: ATF Ruling 75-7 states that pengun type tear gas dispensers are Title I firearms if manufactured after June 1975 and Title II, any other weapon, if converted to fire conventional fixed ammunition, all calibers.



RATE OF TRANSFER TAX: \$5.00

Marble Game-Getter Gun

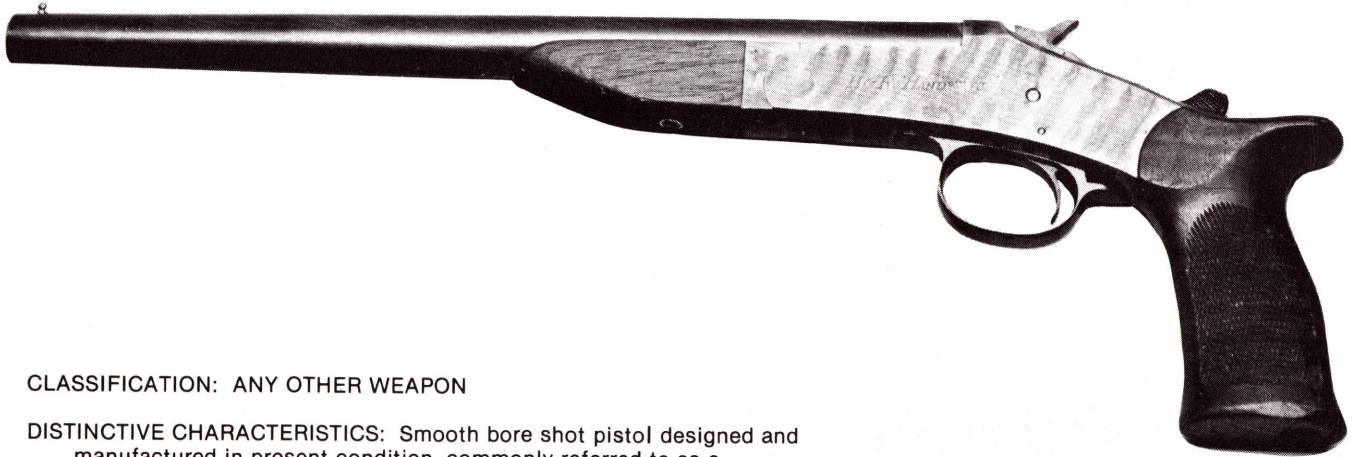


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: A firearm having combination rifle and shotgun barrels, more than 12 inches but less than 18 inches long, originally designed to be fired from the shoulder. Usually has a wire type folding stock attached. **Removal of the stock from the weapon does not affect its classification as a firearm under the Act.**

RATE OF TRANSFER TAX: \$5.00

H & R Handy Gun

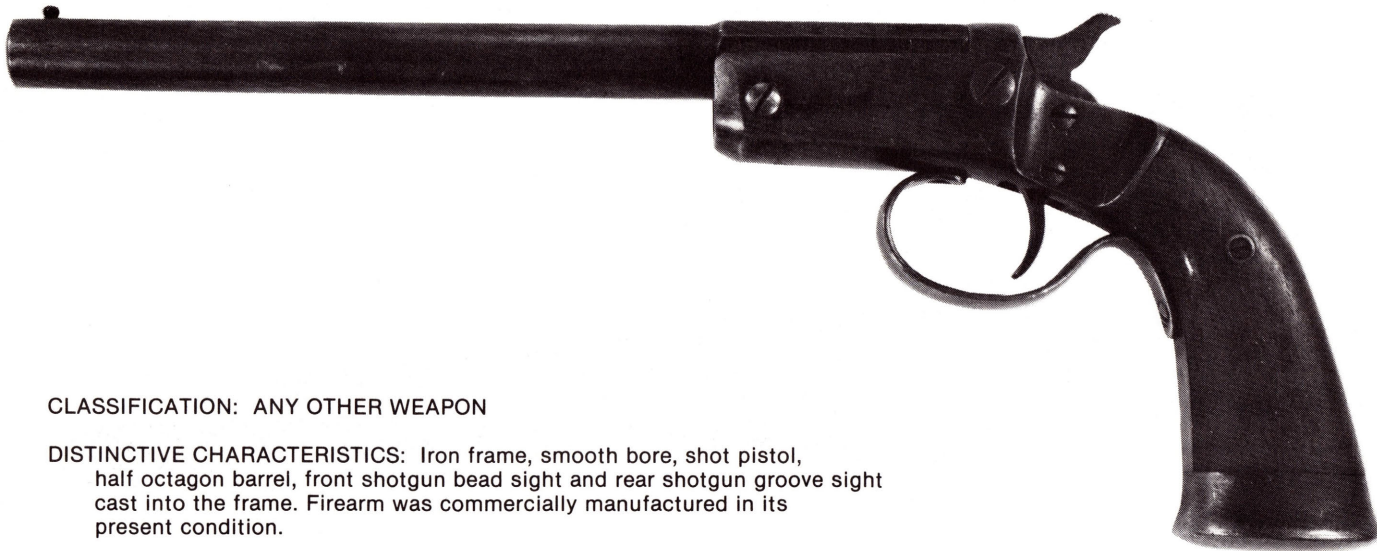


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: Smooth bore shot pistol designed and manufactured in present condition, commonly referred to as a "Handy Gun."

RATE OF TRANSFER TAX: \$5.00

Model No. 35 Stevens Autoshot

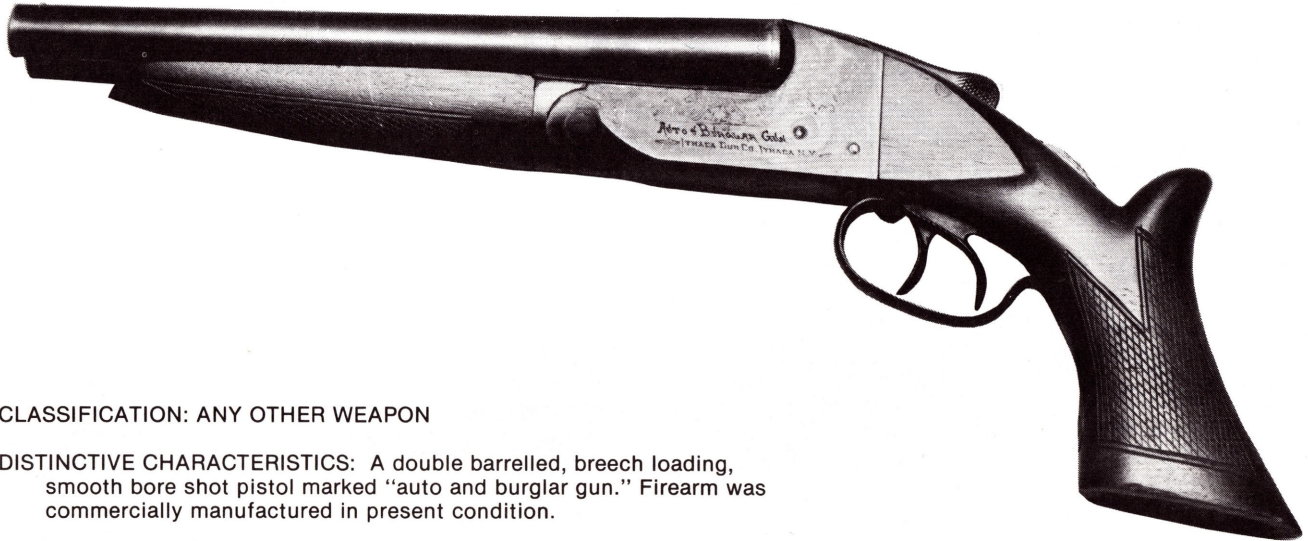


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: Iron frame, smooth bore, shot pistol, half octagon barrel, front shotgun bead sight and rear shotgun groove sight cast into the frame. Firearm was commercially manufactured in its present condition.

RATE OF TRANSFER TAX: \$5.00

Ithaca Auto-Burglar

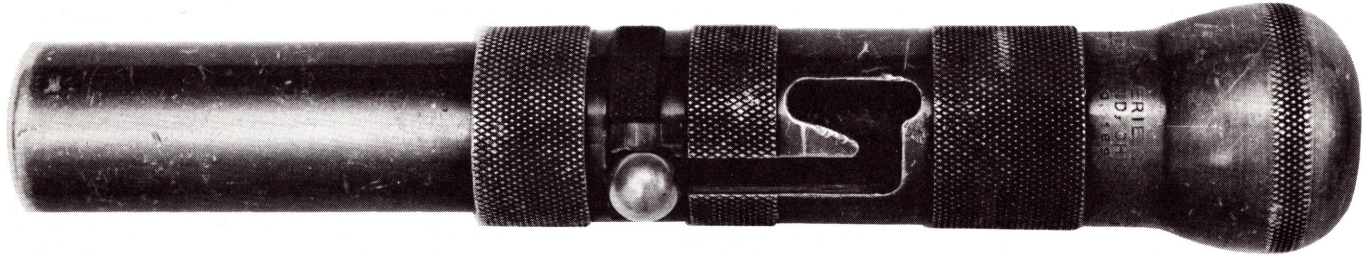


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: A double barrelled, breech loading, smooth bore shot pistol marked "auto and burglar gun." Firearm was commercially manufactured in present condition.

RATE OF TRANSFER TAX: \$5.00

Tear Gas Gun, 12ga.

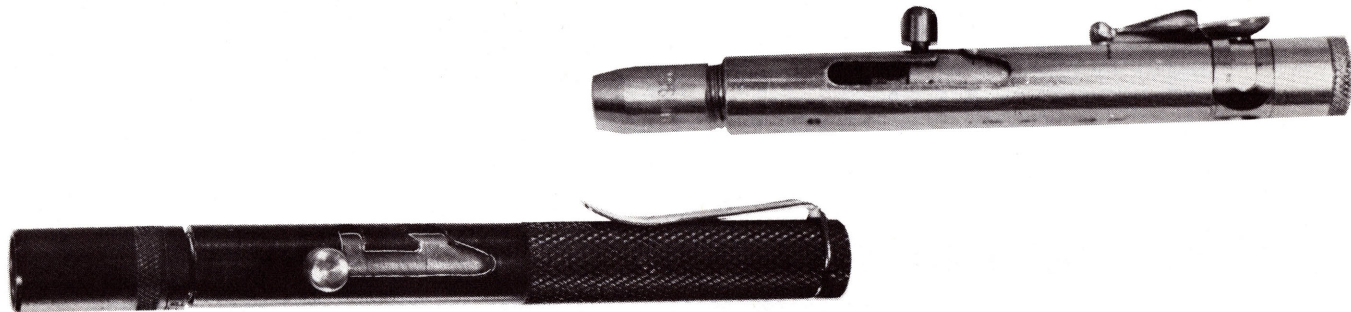


CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: Any tear gas device capable of chambering and firing any self-contained cartridge. Even though the device may destroy itself in firing, it is still a firearm under the Act.

RATE OF TRANSFER TAX: \$5.00

Pen and Tear Gas Guns



CLASSIFICATION: ANY OTHER WEAPON

DISTINCTIVE CHARACTERISTICS: Capable of chambering and firing fixed ammunition; all calibers. Can be commercially or home made, smooth bore or rifled. Usually called a "Pen Gun."

RATE OF TRANSFER TAX: \$5.00

Mortar

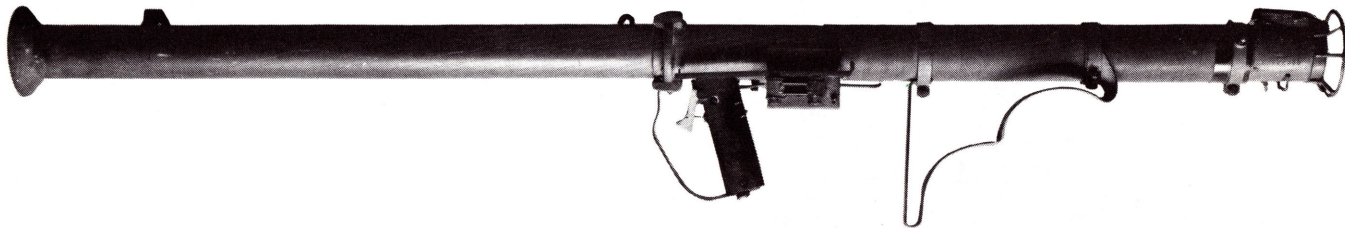
CLASSIFICATION: DESTRUCTIVE DEVICE

DISTINCTIVE CHARACTERISTICS: Mounted on a bi-pod and base plate, but the tube itself is the firearm.

RATE OF TRANSFER TAX: \$200.00



U.S. Rocket Launcher (Bazooka)

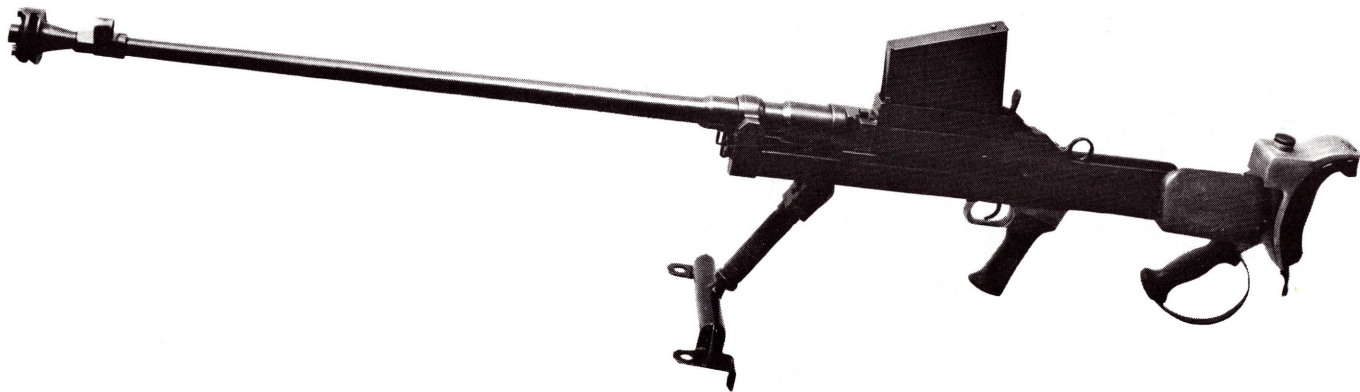


CLASSIFICATION: DESTRUCTIVE DEVICE

DISTINCTIVE CHARACTERISTICS: Designed to fire a self-propelled rocket.

RATE OF TRANSFER TAX: \$200.00

Boys .55cal. Anti Tank Rifle



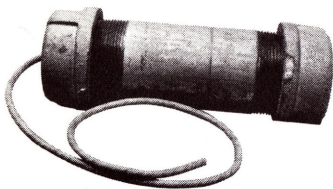
CLASSIFICATION: DESTRUCTIVE DEVICE

SPECIAL NOTE: In .50 caliber, this is a Title I rifle, not a destructive device.

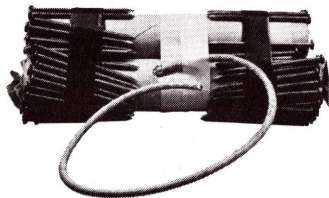
RATE OF TRANSFER TAX: \$200.00

Explosives

36



(a) Pipe Bomb



(b) Dynamite/Nail Bomb



(c) Bazooka Rocket



(d) Grenade



(e) Land Mine

CLASSIFICATION: DESTRUCTIVE DEVICES

RATE OF TRANSFER TAX: \$200.00

Department of the Treasury
Bureau of Alcohol, Tobacco and Firearms
Washington, D. C. 20226

Official Business
Penalty for Private Use, \$300

THIRD CLASS BULK RATE

Postage and Fees Paid
Department of the Treasury
Treas 564

